COMMON COUNCIL OF THE CITY OF ALBANY SUPPORT LEGISLATION JULY 6, 2023

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Council Member Balarin introduced the following:

ORDINANCE 29.71.23

AN ORDINANCE AMENDING CHAPTER 375 (UNIFIED SUSTAINABLE DEVLEOPMENT ORDINANCE) OF THE CODE OF THE CITY OF ALBANY ESTABLISHING STANDARDS FOR CANNABIS DISPENSARIES AND CONSUMPTION SITES

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Section 375-302 (Permitted Use Table) of Article III (Use Regulations) of Chapter 375 (Unified Sustainable Development Ordinance) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows:

§ 375-302 Permitted Use Table.

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	P	=Per	mitted		:=Cor					cces	sor			=Te	mpo	rary U	se			
			Resid	lential		1		F \			/I ixe			F \			S	peci	al	Use-Specific
Zoning District	R-1L	R-1M	R-2	R·T	R-M	R-V	MU-NE	MU-NC	MU-CU	MU-CH	MU-DT	MU-CI	MU-FW	MU-FC	MU-FS	MU-FM	<u>F1</u>	I-2	ГС	Standard in Article III
LAND USE CATEG	OR	Y					1					•						•		•
COMMERCIAL US																				
Food, and Beverage Bar or tavern	and	Con	sumptic	on Serv	/ice		1	ı			ı	<u> </u>				1				
cannabis consumption								C	Р	Р	Р	C	Р	Р	Р	C161	Р			§ 375-
site								_	_	_	_		_	_	_		_			303(4)(b)(i)
Restaurant			C[1]	C[1]	C [1]		С	P[5]	Р	Р	Р	Р	Р	Р	Р	P [6][7]	Р			§ 375- 303(4)(b)(ii)
Retail																				
Adult retail[10]										C							C	Р		§ 375- 303(4)(f)(i)
Convenience retail[11]								P[5]	P	Р	Р	Р	Р	Р	P	P [6][7]	P			§ 375- 303(4)(f)(ii)
General retail							C	P[5]	P	Р	Р	Р	Р	Р	Р	P [6][7]	Α	Α		§ 375- 303(4)(f)(iii)
Controlled substance dispensary										С		C	С	C			Р	Р		§ 375- 303(4)(f)(iv)
Specialty retail			P[1]	P[1]	P[1]		P[4]	P[5]	Р	Р	Р	Р	Р	Р	Р	P [6][7]	Α			§ 375- 303(4)(f)(v)
Supermarket									P	Р	Р	C	Р	Р	Р	P [6][7]	Р			§ 375- 303(4)(f)(vi)
INDUSTRIAL USES																				
Manufacturing, Prod	ucti	on ar	nd Extr	action	T T		 						ı			<u> </u>				§ 375-
Artisan manufacturing								С	P	Р	Р	Р	Р	Р	Р	P [6][7]	Р	P		303(5)(b)(i)
Heavy manufacturing																		Р		§ 375- 303(5)(b)(ii)
Light manufacturing										С			Р				Р	Р		§ 375- 303(5)(b)(iii)
Marijuana- manufacturing facility													P				P	P		§ 375 - 303(5)(b)(iv)
NOTES: [1]This use allowance is limited to portions of the ground or basement floor where the exterior of the building was originally designed, or subsequently altered prior to June 1, 2015, by an addition extending the building closer to the sidewalk than the original facade or the installation of commercial display windows that render use of the ground floor or basement as a residence impractical, and shall not exceed 1,500 square feet of gross floor area. [2]This use allowance is limited to buildings that were originally designed for nonresidential use.																				
[3]This use is permitted in structures that were originally designed and constructed as multi-unit dwellings, and only for the number of dwelling units that legally existed prior to the adoption of this USDO. [4]A conditional use permit is required when the use exceeds 3,000 square feet of gross floor area.																				
[5]A conditional use permit is required when the use exceeds 5,000 square feet of gross floor area. [6]Not permitted in areas designated as "connected edge" on the MU-FM District regulating plan.																				
[7]A conditional use permit us required in areas designated as "neighborhood general" on the MU-FM District regulating plan. [8]This us SELIOUD (CALASIA) BOOK COOLADUS DE VELASION SELVICE) SUBSECTION 4 (COMMERCIAL USES) Of																				
19 This use 371 by a pleast 1,000 feet from the nearest boundary line of a lot 375 a household living use: a group liping use a religious seculiary of Chapter 375 a (Unified Sustainable Development																				
On This use shall be be said a deast 1.000 feet from a calcius institution a school a Csidential Amine districtor a park player during the control of Albany Is hereby a mended																				
to read distrollows	ermi 5.	t is re	quired t	o increa	ase the	nun	nber o	of dw	elling	units	witl	nin aı	n exis	ting	build	ling. Se	e§.	375-	303((8).

- (b) Food and, beverage, and consumption service.
 - (i) Bar or tavern or cannabis consumption site.

(Reserved)

- (ii) Restaurant
 - A. Any bar area shall be secondary and incidental to food service.
 - B. No restaurant shall continue to serve alcohol for more than one hour after the normal menu food service has closed, or it shall seek approval to operate as a bar or tavern.

Section 3. Paragraph f (Retail) of subsection 4 (Commercial uses) of section 375-303 (Usespecific standards) of Chapter 375 (Unified Sustainable Development Ordinance) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows:

- (f) Retail.
 - (i) Adult retail.
 - A. Adult retail uses shall be located a minimum of 1,000 feet from a religious institution, school, residential zoning district, park or playground.
 - B. Adult retail uses shall be located a minimum of 1,000 fee from another adult entertainment or adult retail use.
 - C. No adult retail use shall exceed 10,000 square feet of gross floor area.
 - (ii) Convenience retail.
 - A. No convenience retail use shall be located within 1,000 feet of another convenience retail use.
 - B. The owner of the property shall keep on file with the Albany Police Department and the Department of Buildings and Regulatory Compliance the following information, and shall keep the information provided to those departments current at all times:
 - 1. The name, address, telephone, and electronic notice information of the owner of the property and the operator of the convenience store (if it is not the property owner).

- 2. If the property owner resides more than 30 miles away from the property, the name, address, telephone, and electronic notice information for a designated local contact located closer to the property and authorized to accept and respond to any complaints about the operation of the property or business.
- C. Any use established or first occupying a property after June 1, 2017, shall be required to comply with the following standards before a certificate of occupancy will be issued. Any use established or first occupying a property before June 1, 2017, shall be required to comply with the following standards within two years after June 1, 2017.
 - 1. Install a surveillance camera system with at least three cameras: one overlooking the cash register; one overlooking each public entrance to the convenience store; and one overlooking any on-site parking area. Cameras shall be operational 24 hours of each day or shall be triggered by motion detectors; recordings shall include the date and time the image was taken, and shall be retained for at least 30 days after each image is taken. Only the owner and facility operator shall have access to the recorded images.
 - 2. Install a drop safe bolted to the floor near the cash register in a location visible by the security camera overlooking the cash register.
 - 3. The building or site shall be designed to allow a clear line of site from the public right-of-way to each cash register area, and that clear line of site shall remain unobstructed by goods, materials, shelves, or anything hung from the ceiling or attached to a window or door.
 - 4. Install trash receptacles in locations that are not visible from public rights-of-way.
 - 5. Install signage near the front entrance (no larger than one square foot) that reads: "No Loitering."
 - 6. The exterior of the premises shall be kept free of vending machines, merchandise and open storage.
 - 7. Ensure that in compliance with § 375-409(4)(e), window signs do not obstruct more than 15% of any individual window, or collectively more than 10% of the window area on any story of the building, exclusive of any notices required by federal, state, or local law.
 - 8. All original window openings must be transparent and comply with Subsection (4)(f)(ii)C3 and 7 above.

- 9. Remove all litter from the premises, public sidewalks, curbs and alleys along the perimeters of the property, at least once each week.
- 10. Any convenience retail disallowed under the provisions of § 375-507(5) shall not be reestablished within one year or closure and shall require a conditional use permit to be reopened.

(iii) General retail.

A. Merchandise may not be displayed, stored, or offered for sale on any yard adjacent to a residential district or within a public right-of-way.

B. Cannabis Dispensary

- 1. Cannabis dispensaries shall comply with all regulations and standards as provided in the New York State Cannabis Law, and any prevailing regulations that New York State may enact.
- 2. No cannabis dispensary shall operate before 8:00 a.m. or after 11:00 p.m.
- (iv) Controlled substance dispensary.

A. Marijuana dispensary.

1. No person or entity shall produce, grow, or sell medical marijuana or hold itself out as a New York State registered or licensed organization unless they are in compliance with New York State Public Health Law Article 33 or the New York State Cannabis Law and are registered or licensed as required by such laws, or are performing activities expressly exempt by such laws.

B. Methadone dispensary.

1. This facility shall not be permitted in locations where its busiest hours of operation would cause significant congestion on any public street at peak traffic hours, as determined by the Albany Police Department, unless the facility enters into an agreement with the City to schedule or limit hours of operation to avoid such significant traffic congestion.

Section 4. Paragraph b (Manufacturing, processing and extraction) of subsection 5 (Industrial uses) of section 375-303 (Use-specific standards) of Chapter 375 (Unified Sustainable Development Ordinance) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows:

- (b) Manufacturing, processing and extraction.
 - (i) Artisan manufacturing
 - A. No outdoor storage shall be permitted except in the I-1 and I-2 Districts.
 - (ii) Heavy manufacturing.
 - A. All mining and related operations shall comply with Chapter 211, Article III (Mining Operations) of the City Code.
 - (iii) Light manufacturing.
 - A. No outdoor storage shall be permitted except in the I-1 and I-2 Districts.
 - (iv) Marijuana manufacturing facility.
 - A. No person or entity shall produce, grow, or sell medical marijuana or hold itself out as a New York State registered organization unless it has complied with Article 33 of the New York Public Health Law and this USDO, and is registered by the New York State Department of Health.
 - B. A registered organization shall only manufacture approved medical marijuana products in accordance with Article 33 of the Public Health Law.
 - C. A registered organization shall only manufacture approved medical marijuana products in an indoor, enclosed, secure facility.
 - D. A registered organization shall not dispense approved medical marijuana products from the same location where the marijuana is grown or manufactured.
 - E. All marijuana manufacturing facilities shall have a security system to prevent and detect diversion, theft, or loss of marijuana and/or medical marijuana products, using commercial grade equipment.
 - F. Marijuana manufacturing facilities shall be restricted to only a single external sign with only black and white colors that shall not be illuminated at any time.
- **Section 5.** Subsection 2 (Hours of operation) of section 375-410 (Operating and maintenance) of Article IV (Development Standards) of Chapter 375 (Unified Sustainable Development Ordinance) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows:

- (2) Hours of operation.
 - (a) In the R-1L, R-1M, R-2, R-T, R-M, and R-V Zoning Districts, no nonresidential use shall operate before 8:00 a.m. or after 10:00 p.m.
 - (b) In the MU-NE Zoning District, no nonresidential use shall operate before 6:00 a.m. or after 11:00 p.m.
 - (c) In the, MU-NC, MU-CU, MU-CI and MU-FM Zoning Districts, no use categorized as a food and, beverage and consumption use in Table 357.302.1 (Permitted Use Table) shall operate before 5:00 a.m. or after 2:00 a.m.
 - (d) <u>Cannabis dispensaries shall be subject to the hours of operation established in § 375-303(4)(f)(iii)(B).</u>
 - (e) Sidewalk and outdoor cafes shall be subject to the hours of operation established in § 375-303(6)(m).

Section 6. Section 375-602 (Definitions) of Chapter 375 (Unified Sustainable Development Ordinance) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows only with regard to those definitions which are herein amended, inserted, or deleted, and which are to put in their appropriate places, alphabetically, within in the section:

BANQUET FACILITY

A building or part of a building in which the principal function is hosting special occasion events, parties, banquets, receptions, and that serves food and drink prepared elsewhere to groups of people on the premises, but that does not meet the definition of a bar or tavern cannabis consumption site. This use may have facilities for refrigeration or heating of food, but generally does not have facilities to prepare the food it serves on the premises. See also "restaurant."

BAR or TAVERN CANNABIS CONSUMPTION SITE

An establishment where alcoholic beverages <u>or cannabis products</u> are sold to be consumed on the premises, and where any sale of food is secondary to the sale of alcoholic beverages <u>or cannabis</u>. This definition includes, but is not limited to a bar, grill, saloon, pub, public house, been garden, brewpub, <u>cannabis lounge</u>, or similar establishment, but does not include a banquet facility.

CANNABIS DISPENSARY

A business that is registered or licensed in the State of New York that sells or otherwise distributes cannabis for consumption off-premises.

CONTROLLED SUBSTANCE DISPENSARY

A business that is registered to operate in the State of New York that sells or otherwise distributed distributes drugs, goods, or materials that are listed as controlled substances under the Federal Controlled Substances Act or the New York State Public Health Law to

persons, and under conditions, authorized by the State of New York. This use includes a marijuana dispensary and a methadone dispensary, but shall not include a cannabis dispensary.

MARIJUANA DISPENSARY

A business that is registered or licensed in the State of New York that sells or otherwise distributes marijuana.

MARIJUANA MANUFACTURING FACILITY

Includes, but is not limited to, cultivation, harvesting, extraction or other processing, packaging and labeling of marijuana for sale.

OFFICE, GENERAL

Establishments providing executive, management, administrative, professional services, consulting, banking, laboratory, recordkeeping, music or sound recording, or a headquarters of an enterprise or organization, but not including the on-premises sale of retail goods. This use does not include a blood plasma center, laboratory or research facility, professional office, marijuana cannabis dispensary, medical clinic or methadone dispensary.

RETAIL

A use that meets the definition of convenience retail, general retail, specialty retail, supermarket, but not including a marijuana dispensary or methadone dispensary.

(1) **RETAIL, GENERAL**

Establishments engaged in selling goods or merchandise to the general public for personal or household consumption and rendering services incidental to the sale of such goods, including auction houses, that do not meet the definition of any other retail use, a restaurant use, or any other use listed in Table 375.302.1 (Permitted Use Table). This use shall include cannabis dispensaries.

(2) **RETAIL, CONVENIENCE**

A retail store selling a limited selection of groceries, beverages, snacks, lottery tickets, newspapers, magazines, tobacco products, household products and personal items to be consumed primarily off the premises. This use is designed to attract customers who purchase a relatively few items and depends upon a large volume of stop-and-go traffic.

(3) RETAIL, SPECIALTY

A retailer concentrating on selling a limited or select merchandise line of goods and having a narrow but extensive selection in their specialty. Examples are bicycle shops, music stores, florists, photo supply stores and antique shops.

(4) RETAIL, SUPERMARKET

A retail or wholesale store selling foodstuffs and daily essential items, which may include but not be limited to canned goods, meats, dairy products, vegetables,

condiments and paper goods, and in which at least 5% of the gross revenues of the establishment come from sales of fresh vegetables, fruit, and produce.

Section 7. This ordinance shall take effect immediately.

APPROVED AS TO FORM THIS 23 RD DAY OF JUNE, 2023							
Corporation Counsel							

From: Brett Williams, Esq., Sr. Asst. Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 23, 2023

Sponsor(s): Council Member Balarin

ORDINANCE 29.71.23R

TITLE

AN ORDINANCE AMENDING CHAPTER 375 (UNIFIED SUSTAINABLE DEVLEOPMENT ORDINANCE) OF THE CODE OF THE CITY OF ALBANY ESTABLISHING STANDARDS FOR CANNABIS DISPENSARIES AND CONSUMPTION SITES

GENERAL PURPOSE OF LEGISLATION

This ordinance updates the USDO with regard to Cannabis dispensaries in the City of Albany.

This ordinance will need a SEQRA review and to be referred to the Albany County Planning Board under GML § 239-m.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Section 1 of this ordinance updates the permitted use table. Section 2 changes references to "food and beverage service and "bar and tavern" to include cannabis consumption sites. Section 3 adds use-specific standards for cannabis dispensaries, and removes references to marijuana dispensaries. Section 4 gets rid of use-specific standards for marijuana manufacturing facilities. Section 5 establishes hours of operation for cannabis consumption sites and dispensaries. Section 6 adds definitions for "Cannabis Consumption Site" and "Cannabis Dispensary," deletes definitions for "Marijuana Dispensary" and "Marijuana Manufacturing Facility," and clarifies and updates other definitions.

FISCAL IMPACT

Council Member Love introduced the following:

ORDINANCE 30.71.23

AN ORDINANCE AMENDING ARTICLE III (OMNIBUS HUMAN RIGHTS LAW) OF CHAPTER 48 (EQUAL OPPORTUNITY PROTECTIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PROHIBITING DISCRIMINATION ON THE BASIS OF HAIR TEXTURE AND STYLE

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Subsection A of section 48-25 (Definitions) of Article III (Omnibus Human Rights Law) of Chapter 48 (Equal Opportunity Protections) of Part I (Administrative Legislation) of the Code of the City of Albany is amended to be repealed and a new subsection A shall be added to read as follows:

A. When used in this article, the following terms shall have the meanings indicated:

Commission

The City of Albany Human Rights Commission.

Disability

<u>Shall be defined and used for the purposes of this article as such term is defined</u> and used in the New York Executive Law, as amended.

Discrimination

Includes segregation and separation.

Domestic Partner

Persons who have a registered domestic partnership pursuant to Article V of Chapter 245 of the Code of the City of Albany.

Employee

<u>Does not include any individual employed by his their parents, spouse or child in the domestic service of any person.</u>

Employment Agency

Includes any person undertaking to procure employees or opportunities to work.

Gender, Gender Identity or Expression

Shall include actual or perceived sex and shall also include a person's gender identity, self-image, appearance, behavior or expression, whether or not that gender identity, self-image, appearance, behavior or expression is different from that traditionally associated with the legal sex assigned to that person at birth.

Housing Accommodation

<u>Includes any building, structure or portion thereof which is used or occupied or is intended, arranged or designed to be used or occupied as the home, residence or sleeping place of one or more human beings.</u>

Marital Status

Shall be defined and used for the purposes of this article as such term is defined and used in the New York Executive Law, as amended.

National Origin

Includes ancestry. The terms "disability," marital status" and "sex" shall be defined and used for the purposes of this article as they are defined and used in the New York Executive Law, as amended.

Natural Hairstyle

Includes hairstyles typically associated with racial, ethnic, cultural, and religious groups including, but not limited to, Black people, Native Americans, Sikhs, Muslims, Jews, and Nazirites. This definition shall include, but not be limited to those hairstyles and textures most commonly associated with Black people and that are untreated by chemicals or heat and can be styled with or without extensions, whether such hairstyles are in a trimmed or untrimmed state. This definition shall include, among other hairstyles, afros, protective hairstyles such as twists, locs, braids, cornrows, and Bantu Knots, head wraps, scarfs, the use of color and/or dye, extensions, and/or patterned or shaved hairstyles.

Office

The City of Albany Office of Equal Employment Opportunity and Fair Housing.

Person

Includes one or more individuals, partnership associations, corporations, legal representatives, trustees in bankruptcy or receivers.

Place of Public Accommodation, Resort or Amusement

Includes, except as hereinafter specified, all places included in the meaning of such terms as set forth in the New York Executive Law, Article 15, § 292, as amended, incorporated herein by reference.

Provision of City Services

Includes any service by the City of Albany, either directly or indirectly through a grant or award of funds or on a contractual basis, including a service, activity or even which is fully or partially funded for a specific or general purpose with City funds or funds administered by the City of Albany. Nothing herein shall be interpreted to prohibit the provision of a City service, which is otherwise provided on a nondiscriminatory basis, to a targeted population or class of individuals.

<u>Sex</u>

Shall be defined and used for the purposes of this article as such term is defined and used in the New York Executive Law, as amended.

Sexual Orientation

<u>Includes actual or perceived heterosexuality, homosexuality, asexuality, bisexuality, and pansexuality.</u>

Section 2. Section 48-26 (Unlawful discriminatory practices) of Article III (Omnibus Human Rights Law) of Chapter 48 (Equal Opportunity Protections) of Part I (Administrative Legislation) of the Code of the City of Albany is amended to be repealed and a new section 48-26 shall be added to read as follows:

§ 48-26 Unlawful discriminatory practices.

A. It shall be an unlawful discriminatory practice:

- (1) For an employer or licensing agency, because of the age, race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, disability, marital or domestic partner status, or natural hairstyle of any individual to refuse to hire or employ or to bar or to discharge from employment such individual or to discriminate against such individual in compensation or in terms, conditions or privileges of employment.
- (2) For an employment agency to discriminate against any individual because of age, race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, disability, marital or domestic partner status, or natural hairstyle in receiving, classifying, disposing or otherwise acting upon applications for its services or in referring an applicant or applicants to an employer or employers.
- (3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication or to use any form of application for employment or to make any inquiry in connection with prospective employment which expresses, directly or indirectly, any limitations, specification or discrimination as to age, race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, disability, marital or domestic partner status, or natural hairstyle or any intent to make any such limitation, specification or discrimination, unless based upon a bona fide occupational qualification; provided, however, that neither this subsection nor any provision of this article or other law shall be construed to prohibit the personnel office from requesting information from applicants for civil service examinations concerning any of the aforementioned characteristics for the purpose of conducting studies to identify and resolve possible problems in recruitment and testing of members of minority groups to ensure the fairest possible and equal opportunities for employment in the civil service for all persons, regardless of age, race, sex, creed,

- color, religion, national origin, sexual orientation, gender, gender identity or expression, disability, marital or domestic partner status, or natural hairstyle.
- (4) For any employer or employment agency to discharge, expel or otherwise discriminate against any person because he has opposed any practices forbidden under this article or because he has filed a complaint, testified or assisted in any proceeding under this article.
- (5) Nothing in this article shall affect any restrictions upon the activities of persons licensed by the state liquor authority with respect to persons under 21 years of age.
- (6) Nothing contained herein shall restrict an employer's right to insist that an employee meet bona fide job-related qualifications of employment or shall authorize or require employers to establish affirmative action quotas or to inquire about the sexual orientation or gender expression of current or prospective employees.
- B. Places of public accommodation, resort or amusement.
 - It shall be an unlawful discriminatory practice for any person, being the owner, (1) lessee, proprietor, manager, agent or employee of any place of public accommodation, resort or amusement, because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle of any person, directly or indirectly to refuse, withhold from or deny to such person any of the accommodations, advantages, facilities or privileges thereof, including the extension of credit, or directly or indirectly to publish, circulate, issue, display, post or mail any written or printed communication, notice or advertisement to the effect that any of the accommodations, advantages, facilities and privileges of any such place shall be refused, withheld from or denied to any person on account of race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle or that the patronage or custom thereat of any person of or purporting to be of any particular race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age or marital status or having a disability, or having a natural hairstyle is unwelcome, objectionable or not acceptable, desired or solicited.
 - (2) Nothing in this article shall be construed to prevent the barring of any person, because of the sex of such person, from places of public accommodation, resort or amusement if the Commission grants an exemption based on bona fide considerations of public policy, nor shall this article apply to the rental of rooms in a housing accommodation which restricts such rental to individuals of one sex.
- C. It shall be an unlawful discriminatory practice for any real estate broker, real estate salesman or employee or agent thereof or any other individual, corporation, partnership or organization, for the purpose of inducing a real estate transaction from which any such

person or any of its stockholders or members may benefit financially, to represent that a change has occurred or will or may occur in the composition with respect to race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyles of the owners or occupants in the block, neighborhood or area in which the real property is located and to represent, directly or indirectly, that this change will or may result in undesirable consequences in the block, neighborhood or area in which the real property is located, including but not limited to the lowering of property values, an increase in criminal or antisocial behavior or a decline in the quality of schools or other facilities.

D. Housing accommodations.

- (1) It shall be an unlawful discriminatory practice for the owner, lessee, sublessee, assignee or managing agent of or other person having the right to sell, rent or lease a housing accommodation, constructed or to be constructed, or any agent or employee thereof:
 - (a) To refuse to sell, rent or lease or otherwise to deny to or withhold from any person or group of persons such a housing accommodation because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle of such person or persons.
 - (b) To discriminate against any person because of his race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle in the terms, conditions or privileges of the sale, rental or lease of any such housing accommodation or in the furnishing of facilities or services in connection therewith.
 - (c) To print or circulate or cause to be printed or circulated any statement, advertisement or publication or to use any form of application for the purchase, rental or lease of such housing accommodation or to make any record or inquiry in connection with the prospective purchase, rental or lease of housing accommodation which expresses, directly or indirectly, any limitation, specification or discrimination as to race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle or any intent to make any such limitation, specification or discrimination.
- (2) The provisions of this subsection shall not apply:
 - (a) To the rental of a housing accommodation in a building which contains housing accommodations for not more than two families living

- independently of each other, if the owner or members of his family reside in one of such housing accommodations;
- (b) To the restriction of the rental of all rooms in a housing accommodation to individuals of the same sex;
- (c) To the rental of a room or rooms in a housing accommodation, if such rental is by the occupant of the housing accommodation or by the owner of the housing accommodation and he or members of his family reside in such housing accommodation; or
- (d) Solely with respect to age, to the restriction of the sale, rental or lease of housing accommodations exclusively to persons 55 years of age or older.
- (3) It shall be an unlawful discriminatory practice for the owner, lessee, sublessee or managing agent of or other person having the right of ownership or possession of or the right to sell, rent or lease, land or commercial space:
 - (a) To refuse to sell, rent or lease or otherwise deny to or withhold from any person or group of persons such commercial space because of the age of such person or persons or land or commercial space because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle of such person or persons.
 - (b) To discriminate against any person because of her race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle in the terms, conditions or privileges of the sale, rental or lease of any such land or commercial space or in the furnishing of facilities or service in connection therewith.
 - (c) To print or circulate or cause to be printed or circulated any statement, advertisement or publication or to use any form of application for the purchase, rental or lease of such land or commercial space or to make any record or inquiry in connection with the prospective purchase, rental or lease of such land or commercial space which expresses, directly or indirectly, any limitation, specification or discrimination as to race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle or any intent to make any such limitation, specification or discrimination.
 - (d) With respect to age, the provisions of this subsection shall not apply to the restriction of the sale, rental or lease of land or commercial space exclusively to persons 55 years of age or older.

- (4) It shall be an unlawful discriminatory practice for any real estate broker, real estate salesman or employee or agent thereof:
 - To refuse to sell, rent or lease any housing accommodation, land or (a) commercial space to any person or group of persons or to refuse to negotiate for the sale, rental or lease of any housing accommodation, land or commercial space to any person or group of persons because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle of such person or persons or to represent that any housing accommodation, land or commercial space is not available for inspection, sale, rental or lease when in fact it is so available or otherwise to deny or withhold any housing accommodation, land or commercial space or any facilities of any housing accommodation, land or commercial space from any person or group of persons because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression, age, disability, marital or domestic partner status, or natural hairstyle of such person or persons.
 - (b) To print or circulate or cause to be printed or circulated any statement, advertisement or publication or to use any form of application for the purchase, rental or lease of any housing accommodation, land or commercial space or to make any record or inquiry in connection with the prospective purchase, rental or lease of any housing accommodation, land or commercial space which expresses, directly or indirectly, any limitation, specification or discrimination as to race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression age, disability, marital or domestic partner status, or natural hairstyle or any intent to make any such limitation, specification or discrimination.
 - (c) With respect to age, the provisions of this subsection shall not apply to the restriction of the sale, rental or lease of any housing accommodation, land or commercial space exclusively to persons 55 years of age or older.
- (5) It shall be an unlawful discriminatory practice for any real estate board, because of the race, sex, creed, color, religion, national origin, sexual orientation, gender, gender identity or expression gender expression, age, disability, marital or domestic partner status, or natural hairstyle of any individual who is otherwise qualified for membership, to exclude or expel such individual from membership or to discriminate against such individual in the terms, conditions and privileges of membership in such board.
- E. Provision of City services.

- (1) It shall be an unlawful discriminatory practice for any department, agency, board, commission, authority, employee or other entity of the City of Albany to discriminate in the provision of City services, for which a person is otherwise entitled, because of the age, race, sex, creed, color, religion, national origin, sexual orientation, gender, gender expression, disability, marital or domestic partner status, or natural hairstyle of such person.
- (2) Any notice of the availability of a grant or award of funds, or notice of a solicitation of bids, for the provision of City services shall include a clause on discriminatory practices prohibited in accordance with this article.
- (3) Any contractual agreement entered into, or award or grant of funds, by or on behalf of the City of Albany for the provision of City services, shall be in conformance with the provisions of this article and shall stipulate that the contractor, awardee or grantee shall not engage in a discriminatory practice prohibited by this article.
- F. It shall be an unlawful discriminatory practice for any person to aid, abet, incite, compel or coerce the doing of any of the acts forbidden under this article or to attempt to do so.
- G. It shall be an unlawful discriminatory practice for any person engaged in any activity to which this section applies to retaliate or discriminate against any person because he has opposed any practices forbidden under this article or because he has filed a complaint, testified or assisted in any proceeding under this article.
- H. It shall be an unlawful discriminatory practice for any party to a conciliation agreement made pursuant to § 48-27 of this article to violate the terms of such agreement.
- I. Notwithstanding the provisions of Subsections A and D of this section, it shall not be an unlawful discriminatory practice for an employer, employment agency, labor organization or joint labor-management committee to carry out a plan to increase the employment of members of a minority group.
- J. Nothing in this section shall prohibit the offer or acceptance of a partial discount to a person 65 years of age or older for housing accommodations.

Section 3. This ordinance shall take effect immediately.

APPROVED AS TO FORM THI XX RD DAY OF JUNE, 2023			
Corporation Counsel	_		

From: Brett Williams, Esq., Senior Assistant Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: March 8, 2023

Sponsor: Council Member Love

ORDINANCE 30.71.23

TITLE

AN ORDINANCE AMENDING ARTICLE III (OMNIBUS HUMAN RIGHTS LAW) OF CHAPTER 48 (EQUAL OPPORTUNITY PROTECTIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PROHIBITING DISCRIMINATION ON THE BASIS OF HAIR TEXTURE AND STYLE

GENERAL PURPOSE OF LEGISLATION

The City of Albany's Omnibus Human Rights Law prohibits discrimination on the basis of race, sex, creed, color, religion, national origin, sexual orientation, gender, age, disability, and marital or domestic partner status in a number of fields including employer hiring practices, places of public accommodation such as restaurants, hotels, and gyms, as well as in real estate transactions, housing accommodations, and the provision of City services. People with natural hairstyles are not, however, currently protected under the City's Human Rights Law.

Grooming and professionalism policies, as well as broader prejudice toward natural hairstyles, have disparately impacted individuals of color, specifically Black people, for centuries. This legislation seeks to help correct this wrong by making discrimination on the basis of an individual's natural hairstyle unlawful.

NECESSITY FOR LEGSILATION AND ANY CHANGE TO EXISTING LAW

This ordinance provides a definition for natural hairstyles and adds the phrase "or natural hairstyle" to each of the nineteen instances where the classes protected by the Omnibus Human Rights Law are mentioned within the text of the law.

The ordinance also changes one existing use of the word "his" to the more gender neutral "their." Finally, the definitions of the terms "disability," "marital status," and "sex," which were, for some reason, hidden under the definition of "national origin," have been broken out and given their own individual definitions.

FISCAL IMPACT

Council Member Keegan introduced the following:

RESOLUTION 71.71.23R

A RESOLUTION OF THE COMMON COUNCIL DESIGNATING JULY AS DISABILITY PRIDE MONTH

- **WHEREAS**, the City of Albany recognizes the importance of promoting diversity, inclusion, and equality for all residents; and
- WHEREAS, the City of Albany acknowledges the significant contributions and achievements of individuals with disabilities in the community; and
- **WHEREAS,** the City of Albany recognizes that disability rights are human rights, and that individuals with disabilities deserve to be respected, valued, and celebrated for their unique abilities and talents; and
- **WHEREAS,** Disability Pride Month provides an opportunity for the City of Albany to raise awareness about the challenges faced by individuals with disabilities, promote inclusivity, and foster a sense of pride and self-advocacy among disabled individuals; and
- **WHEREAS,** Disability Pride Month aims to promote disability culture, challenge societal stereotypes and stigmas, and encourage positive representation of individuals with disabilities in all aspects of life; and
- WHEREAS, it is crucial to ensure that individuals with disabilities have access to necessary resources, services, education, employment opportunities, and healthcare to lead fulfilling and independent lives; and
- **WHEREAS,** the Common Council of the City of Albany seeks to advance the goals and principles set forth in the Americans with Disabilities Act (ADA) of 1990, which was passed in July and works to protect the rights of individuals with disabilities and promote their full participation in all aspects of society;
- **NOW, THEREFORE, BE IT RESOLVED** that July be designated as Disability Pride Month in the City of Albany, a time for the community to come together to celebrate the achievements and contributions of individuals with disabilities, and to raise awareness about disability rights, inclusion, and accessibility; and
- **BE IT FURTHER RESOLVED** that during Disability Pride Month, the City of Albany encourages local organizations, businesses, educational institutions, and community members to organize and participate in events, activities, and initiatives that promote disability awareness, inclusion, and acceptance; and
- **BE IT FURTHER RESOLVED** that the City of Albany will collaborate with local disability advocacy groups, organizations, and individuals to develop and implement educational

programs, workshops, and awareness campaigns that foster understanding, respect, and empathy for individuals with disabilities; and

BE IT FINALLY RESOLVED that the Common Council of the City of Albany calls upon residents of the City to actively support and engage with individuals with disabilities, to celebrate their accomplishments, and to work towards removing barriers and creating an inclusive society for all.

From: Jake Eisland, Research Counsel

Re: Request for Common Council Legislation

Supporting Memorandum

Date: June 21, 2023

Sponsor: Councilmember Keegan

RESOLUTION 71.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL DESIGNATING JULY AS DISABILITY PRIDE MONTH

GENERAL PURPOSE OF LEGISLATION

To recognize and celebrate Disability Pride Month.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW $\ensuremath{\mathrm{N/A}}$

FISCAL IMPACT(S)

Council Member Hoey introduced the following:

RESOLUTION NUMBER 72.71.23R

A RESOLUTION OF THE COMMON COUNCIL CELEBRATING JULY 4^{TH} , 2023 AS INDEPENDENCE DAY

- **WHEREAS,** on the 4th of July 1776, our nation claimed its place in the world as a new republic, founded on the principles of freedom, liberty, and justice for all; and
- **WHEREAS,** Independence Day is an occasion of profound significance, an opportunity to remember our past, to honor the sacrifices of those who fought for our independence, and to renew our commitment to the ideals upon which our nation was founded; and
- **WHEREAS**, this esteemed occasion brings us together to rejoice in our shared heritage, to express our patriotism, and to show our unity as a community; and
- **WHEREAS**, this esteemed occasion brings us together to rejoice in our shared heritage, to express our patriotism, and to show our unity as a community; and
- **WHEREAS,** this occasion also provides the opportunity to assess if we have truly lived up to the values and promises of our Nation's independence; and
- **WHEREAS,** on July 5, 1852, Frederick Douglass, a revered abolitionist, delivered a speech entitled "What to the Slave is the Fourth of July," invoking the spirit of the Declaration of Independence while challenging the nation to live up to its promise of freedom and equality for all people, regardless of color; and
- **WHEREAS,** Frederick Douglass's speech remains a stirring reminder that our nation's journey toward equality is still ongoing, with progress to be made in ensuring that the spirit of Independence Day freedom, liberty, and justice is a reality for everyone; and
- **WHEREAS,** the City of Albany recognizes the importance of acknowledging our complex history, learning from it, and continuing to strive towards a society where all citizens can equally enjoy the rights and privileges that come with being an American;
- **NOW, THEREFORE, BE IT RESOLVED,** that the Common Council of the City of Albany celebrates July 4th, 2023 as Independence Day, and
- **BE IT FURTHER RESOLVED,** that the Common Council remains committed to ensuring that Albany upholds the values professed by the Declaration of Independence: that all people are created equal and endowed with inalienable rights, among which are the rights to life, liberty, and pursuit of happiness.

From: Jake Eisland, Research Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 21, 2023

Sponsor: Council Member Hoey

RESOLUTION NUMBER 72.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CELEBRATING JULY 4TH, 2023 AS INDEPENDENCE DAY

GENERAL PURPOSE OF LEGISLATION

To celebrate Independence Day.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW $\ensuremath{\mathrm{N/A}}.$

FISCAL IMPACT

Council Member Zamer, Farrell, Frederick, Keegan, Love, and Romero introduced the following:

RESOLUTION 73.71.23R

A RESOLUTION OF THE COMMON COUNCIL CONDEMNING THE OVERTURNING OF ROE V. WADE BY THE SUPREME COURT OF THE UNITED STATES AND REAFFIRMING ITS COMMITMENT TO REPRODUCTIVE RIGHTS

WHEREAS, the Supreme Court of the United States issued its decision to overturn Roe v. Wade on June 24, 2022; and

WHEREAS, the Supreme Court of the United States defined the constitutional right under the 14th Amendment guaranteeing all people are free to make decisions regarding healthcare, the right to privacy in healthcare decisions, and the right to abortion under limited circumstances in Roe v. Wade, decided in 1973; and

WHEREAS, eliminating the right to privacy in healthcare decisions by overturning Roe v. Wade threatens all manner of other privacy rights that we have come to know and expect, such as the right to marry who we want regardless of race or gender, the right to birth control, the right to choose our family living arrangements, and the right of all of us to make the our own most intimate and personal choices; and

WHEREAS, the Supreme Court of the United States has subsequently upheld these rights and determined that "the ability of women to participate equally in the economic and social life of the Nation has been facilitated by their ability to control their reproductive lives" in Planned Parenthood of Southeastern Pennsylvania v. Casey, decided in 1992; and

WHEREAS, the threat of criminalization or prosecution has resulted in negative outcomes by intimidating people seeking and providing care; and

WHEREAS, the right to safe legal abortion has improved health outcomes and substantially reduced serious complications related to the termination of pregnancy; and

WHEREAS, the access to reproductive healthcare and family planning has improved the economic, social, and educational outcomes for all people and has created greater opportunity for inclusive participation in all facets of civil society; and

WHEREAS, severe restrictions on reproductive healthcare now impact eighteen states, with fourteen maintaining complete bans on abortion with few, if any, exceptions, another state implementing a six-week ban on the procedure, and the remaining states following suit; and

WHEREAS, the Albany Common Council recognizes that Targeted Regulations of Abortion Providers (TRAP Laws) and local zoning restrictions across the country have limited access to safe, legal abortions and reproductive healthcare and has put providers of abortion at serious risk; and

- **WHEREAS,** the Albany Common Council recognizes that even within the Capital Region, in a state where abortion rights are codified and protected by state law, there continue to be ongoing threats to abortion services within our local healthcare systems;
- **WHEREAS,** the Albany Common Council recognizes that overturning Roe v. Wade has impacted the ability for providers to ensure that patients receive timely, medically appropriate, and life-saving services;
- **WHEREAS,** the Albany Common Council recognizes that all people have the right to make informed decisions about their healthcare and its impact on their body, their family, and their life;
- **WHEREAS,** the Albany Common Council recognizes that overturning Roe v. Wade has disproportionately harm women, transgender and non-binary people of all racial, ethnic, cultural, and socio-economic statuses;
- **NOW, THEREFORE BE IT RESOLVED**, that the Albany Common Council supports the rights to access safe legal abortion services and for all individuals to receive reproductive healthcare; and
- **BE IT FURTHER RESOLVED**, that the Albany Common Council upholds the Constitutional rights of all people to privacy in their healthcare decisions; and
- **BE IT FURTHER RESOLVED**, that the Albany Common Council upholds that women and transgender individuals deserve the rights due to them under the First, Fourth, Ninth, and Fourteenth Amendments of the United States Constitution; and
- **BE IT FURTHER RESOLVED**, that the Albany Common Council supports the Women's Reproductive Health Act and all rights and privileges to reproductive healthcare contained therein; and
- BE IT FURTHER RESOLVED, that a copy of this resolution be sent to President Joseph Biden; Vice President Kamala Harris; Congressman Paul Tonko; Senator Kirsten Gillibrand; Senator Charles Schumer; Senator Bernard Sanders, Chair of the Senate Health, Education, Labor & Pensions Committee; Senator Bill Cassidy, Ranking Member of the Senate Health, Education, Labor & Pensions Committee; Senator Ed Markey, Chair of the Senate Subcommittee on Primary Health & Retirement Security; Senator Roger Marshall, Ranking Member of the Senate Subcommittee on Primary Health & Retirement Security; Congresswoman Cathy McMorris Rodgers, Chair of the House Committee on Energy & Commerce; Congressman Frank Pallone, Ranking Member of the House Committee on Energy & Commerce; Congressman Brett Guthrie, Chair of the House Subcommittee on Health; and Congresswoman Anna G. Eshoo, Ranking Member of the House Subcommittee on Health.

From: Deborah Zamer, Council Member, 14th Ward

Bryan Jimenez, Senior Legislative Aide

Re: Common Council Legislation

Supporting Memorandum

Date: June 22, 2023

Sponsor: Council Member Zamer

RESOLUTION NUMBER 73.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CONDEMNING THE OVERTURNING OF ROE V. WADE BY THE SUPREME COURT OF THE UNITED STATES AND REAFFIRMING ITS COMMITMENT TO REPRODUCTIVE RIGHTS

GENERAL PURPOSE OF LEGISLATION

Condemning the overturning of Roe v. Wade by the Supreme Court of the United States and reaffirming the Common Council's commitment to reproductive rights.

The majority decision was issued on June 24th, 2022 and multiple states subsequently enacted laws eroding reproductive privacy.

FISCAL IMPACT(S)

Council Member Frederick introduced the following

RESOLUTION 74.71.23R

A RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE CITY OF ALBANY TO ACCEPT GRANT FUNDS FROM AND ENTER INTO A CONTRACT WITH THE STATE OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION REGARDING THE RESTORATION OF THE CITY HALL ROOF

RESOLVED, that the City of Albany applied for financial assistance from the New York State Office of Parks, Recreation, and Historic Preservation ("OPRHP") under Title 9 of the Environmental Protection Act of 1993 for the purpose of funding the restoration of the roof of Albany's City Hall;

RESOLVED, that the City of Albany is authorized and directed to accept these grant funds in an amount not to exceed \$750,000 for the project described in the grant application;

RESOLVED, that the City of Albany is authorized and directed to agree to the terms and conditions of the Master Contract with OPRHP for such City Hall Roof Restoration Project

RESOLVED, that the City of Albany is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to a real property owned by a municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and

RESOLVED, that the governing body of the municipality delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certifications to the individual who holds the office of Mayor.

From: Brett Williams, Esq., Sr. Asst. Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 23, 2023

Sponsor: Council Member Frederick

RESOLUTION 74.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE CITY OF ALBANY TO ACCEPT GRANT FUNDS FROM AND ENTER INTO A CONTRACT WITH THE STATE OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION REGARDING THE RESTORATION OF THE CITY HALL ROOF

GENERAL PURPOSE OF LEGISLATION

The roof of City Hall has been in a state of disrepair for a number of years, and restoration work on it is expected to cost a significant amount of money. As such, the City applied for, and was awarded \$750,000 under the Environmental Protection Fund grant program administered by the State Office of Parks, Recreation, and Historic Preservation ("OPRHP").

In order to remit these funds, OPRHP requires the governing body of the City to pass a resolution substantially in this form authorizing the City to receive the funds and designating the Mayor as the individual who will enter into a Master Contract with OPRHP, which that office also requires.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

This is a form resolution provided and required by OPRHP

FISCAL IMPACT

This resolution will allow the City to receive up to \$750,000 in grant funding.

Council Member Balarin, on behalf of the Committee on Planning, Land Use, and Economic Development, introduced the following:

RESOLUTION75.71.23R

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE REAPPOINTMENT OF GLINNESA D. GAILLIARD, ESQ. TO THE CITY OF ALBANY PLANNING BOARD

WHEREAS, the Mayor of the City of Albany has, pursuant to the provisions of section 302 (e) of the City Charter, reappointed Glinnesa D. Gailliard, Esq. as a member of the City of Albany Planning Board; and

WHEREAS, the Common Council must consent to the Mayor's appointments of members to the Planning Board under section 302 (e) of the City Charter;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany consents to the reappointment of Glinnesa D. Gailliard, Esq. to the City of Albany Planning Board for a term of office to expire December 31, 2027.

From: Brett Williams, Senior Assistant Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 23, 2023

Sponsor: Balarin o/b/o Planning

RESOLUTION 75.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE REAPPOINTMENT OF GLINNESA D. GAILLIARD, ESQ. TO THE CITY OF ALBANY PLANNING BOARD

GENERAL PURPOSE OF LEGISLATION

This resolution approves the reappointment of Glinnesa D. Gailliard, Esq. to the Planning Board for a term which will expire on December 31, 2027.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

The Common Council must confirm mayoral appointments to the Planning Board pursuant to section 301(e) of the City of Albany Charter.

FISCAL IMPACT(S)

Council Member Balarin, on behalf of the Committee on Planning, Land Use, and Economic Development, introduced the following:

RESOLUTION 76.71.23R

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE APPOINTMENT OF SHADI KHADIVI TO THE CITY OF ALBANY PLANNING BOARD

WHEREAS, the Mayor of the City of Albany has, pursuant to the provisions of section 302 (e) of the City Charter, appointed Shadi Khadivi as a member of the City of Albany Planning Board; and

WHEREAS, the Common Council must consent to the Mayor's appointments of members to the Planning Board under section 302 (e) of the City Charter;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany consents to the appointment of Shadi Khadivi. to the City of Albany Planning Board for a term of office to expire December 31, 2026.

From: Brett Williams, Senior Assistant Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 23, 2023

Sponsor: Balarin o/b/o Planning

RESOLUTION 76.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE APPOINTMENT OF SHADI KHADIVI TO THE CITY OF ALBANY PLANNING BOARD

GENERAL PURPOSE OF LEGISLATION

This resolution approves the appointment of Shadi Khadivi to the Planning Board for a term which will expire on December 31, 2026.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

The Common Council must confirm mayoral appointments to the Planning Board pursuant to section 301(e) of the City of Albany Charter.

FISCAL IMPACT(S)

Council Member Balarin, on behalf of the Committee on Planning, Land Use, and Economic Development, introduced the following:

RESOLUTION 77.71.23R

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE APPOINTMENT OF RACHEL BREIDSTER TO THE CITY OF ALBANY PLANNING BOARD

WHEREAS, the Mayor of the City of Albany has, pursuant to the provisions of section 302 (e) of the City Charter, appointed Rachel Breidster as a member of the City of Albany Planning Board; and

WHEREAS, the Common Council must consent to the Mayor's appointments of members to the Planning Board under section 302 (e) of the City Charter;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany consents to the appointment of Rachel Breidster. to the City of Albany Planning Board for a term of office to expire December 31, 2023.

From: Brett Williams, Senior Assistant Corporation Counsel

Re: Common Council Legislation

Supporting Memorandum

Date: June 23, 2023

Sponsor: Balarin o/b/o Planning

RESOLUTION 77.71.23R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE APPOINTMENT OF RACHEL BREIDSTER TO THE CITY OF ALBANY PLANNING BOARD

GENERAL PURPOSE OF LEGISLATION

This resolution approves the appointment of Rachel Breidster to the Planning Board for a term which will expire on December 31, 202.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

The Common Council must confirm mayoral appointments to the Planning Board pursuant to section 301(e) of the City of Albany Charter.

FISCAL IMPACT(S)